

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 694
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HOUSE PRINCIPAL CLERK

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HOUSE DRH20242-MD-91 (03/26)

Short Title: Storage of Supplies Act.

(Public)

Sponsors: Representative Brody.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW SUBCONTRACTORS ON PUBLIC CONTRACTS FOR
3 CONSTRUCTION OR REPAIR WORK TO STORE MATERIALS AND EQUIPMENT
4 RELATED TO A CONTRACT ON THEIR OWN PROPERTY OR IN AN OFF-SITE
5 FACILITY.
6 The General Assembly of North Carolina enacts:
7 **SECTION 1.** Article 8 of Chapter 143 of the General Statutes is amended by
8 adding two new sections to read:
9 **"§ 143-134.2A. Storage of materials and equipment by subcontractors.**
10 Notwithstanding any other provision of law, a subcontractor on a contract for the erection,
11 construction, alteration, or repair of any buildings for the State, or for any county, municipality,
12 or other public body may store materials and equipment related to the subcontract on the
13 subcontractor's own property or in an off-site facility. Nothing in this section shall be construed
14 to prohibit a requirement that a certificate of insurance, bill of sale, photograph, or similar
15 document be obtained for the materials and equipment.
16 **"§ 143-134.2B. Payment for materials and equipment.**
17 Notwithstanding any other provision of law, a public entity shall pay a contractor, and a
18 contractor shall pay a subcontractor, any funds due for materials and equipment upon
19 presentation by the contractor or subcontractor of proof that the materials or equipment are
20 stored, properly insured, and available for use on the contract or subcontract."
21 **SECTION 2.** This act becomes effective October 1, 2015, and applies to contracts
22 and subcontracts entered into on or after that date.

